IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 2ND APRIL 2007 / 12TH CHAITHRA 1929

Crl.Rev.Pet.No. 1341 of 2007()

CRA.836/2004 of ADDL.SESSIONS COURT (ADHOC)-II, KOTTAYAM
CC.157/2004 of CHIEF JUDICIAL MAGISTRATE COURT, KOTTAYAM

.....

REVN. PETITIONER: APPELLANT/ACCUSED

T.M.ISMAIL,AGED 56,S/O.MUSSA RAWTHER,
RESIDING AT THADATHIPARAMBIL HOUSE,NEDUMKUNNAM
VILLAGE,CHANGANACHERRY TALUK,KOTTAYAM DISTRICT.

BY ADV. SRI.SHAJI CHIRAYATH
SMT.JIJI M. VARKEY

RESPONDENTS: RESPONDENT/COMPLAINANT & STATE

---

1. STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR,HIGH COURT OF KERALA,ERNAKULAM.

2. N.REGHU DEV,AGED ABOUT 51 YEARS,
NEDUVELIL HOUSE,NEDUMKUNNAM VILLAGE,KOTTAYAM
DISTRICT.

BY ADV. SRI.K.GOPALAKRISHNA KURUP
SRI.S.MANU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 02/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1341 of 2007

Dated this the 2nd day of April, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to undergo simple imprisonment for one month and to pay a compensation of Rs.35,000/- to the complainant and in default, to undergo simple imprisonment for two weeks.

2. Counsel for the revision petitioner has only sought for modification of the sentence and time to make the payment. In the circumstances, sentence is modified to imprisonment till the rising of the court. The rest of the sentence is affirmed. Revision petitioner is granted three months' time to pay the amount of compensation. He shall appear before the Chief Judicial Magistrate Court, Kottayam on 3.7.2007 to receive the sentence.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl